EX-GOV, ROBINSON REBUKED

DECISION OF THE COURT OF APPEALS
IN COMMISSIONER NICHOLS'S CASE,
The Writ of Prohibition Granted by the ExGovernor's Extraordinary Term of the
typecuse Court Heversed-Mayor Cosper
Cannot Avoid the Laune new Presented.
Albany, Jan. 27.—Judge Danforth this
morning rendered the formal decision of the
Court of Appeals, reversing, with coats, the
grit of prohibition granted by the Extraordinary Term of the Supreme Court, in the New
York Police Commissioner case. In September
Last, application was made to Justice Westbrook
of the Supreme Court, at Special Term for a hearing upon the return filed by the Mayor of
the case of Police Commissioner Nishols. An
order to show cause was granted by Judge
Weetbrook, but before the return day the Mayor
for a writ of prohibition and for a stay of procedius, before Justice Westbrook, pending
the hearing on the application for the writ. The
stay asked for was granted, and on the hearing
before the Extraordinary General Term that
court allowed a writ of prohibition. Mr. Nichols then appealed from the action of the Extraordinary General Term that
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traordinary General Term to the Court of Appeals. The decision of the Court of Appeals, made to-day, is as follows:

Court of Appeals, the people ex rel. the Mayor of New York, respondent, against Sidney P. Nichols, impleaded with others, appellant, Mr. Townsond for appellant, Mr. Rangs for respondent, Danforth, J.—This is an appeal from an order of the General Term of the Supreme Court in the First Judicial District, directing that a writ of prohibition should be issued to prohibit the Special Terms of Supreme Court appointed to be held in the city of New York for non-enumerated motions and Chamber business, and the Justices presiding thereat from proceeding to entertain any application for any judgment or order in any manner affecting the proceedings to entertain any application for any judgment or order in any manner affecting the proceedings to entertain any application for any largement or order in any manner affecting the proceedings of the Mayor of the city of New York in the removal of Sidney P. Nichols from the office of Commissioner of Police in pursuance of a writ of certiorari theretofore issued out of the Supreme Court to said Mayor, and the return thereto, or either of them, and to prohibit the said Nichols from applying to any such Special Term for any judgment or order upon said writ. The order implies that the proceedings of the Mayor in the matter referred to were subject to review in some one of the divisions of the Supreme Court, and that the writ of certiorari turnished the proper means to bring those proceedings before it. It therefore seems that the defendant had mistaken neither hose proceedings before it. It therefore seems that the defendant had mistaken neither his remedy nor his forum, but erred only in respect of the time and place of his application for relief. But, upon this appeal, this respondent contends that the Court had no urrisaletion to issue the writ of certiorari, and therefore that question is first to be considered. the resort that question is first to be considered. The record shows that in May, 1876, the detendant Nichols was appointed Commissioner of Poire. He accepted the appointment, and entered upon the duties of the office. Its term was six years, and the annual salary \$6,000, it was thus an office of honor and profit to he enjoyment of which he was entitled for the full term, unless removed for misbehavior or antities to discharge its duties. The relator was the Mayor of the city, and its charter conferred upon him power to remove the defendant, but only "for cause, and after an opportunity to be heard." Session Laws of 1878, Chapter 335, Sec. 25.) The power is not an arbitrary one, to be exertised at pleasure, but only upon just and reasonable grounds, and then not until after notice to the person charged, for in no other way could be have "an opportunity to be heard." The proceeding, therefore, must be instituted upon specific charges, sufficient in their nature to warrant the removal, and then, unless admitted, by provent to be true. Defendant might also proceed provents to the proceeding the process of the property of the provention to be proventially the process of the provential property.

non-enumerated motions and chamber business has no jurisdiction to hear and decide the certiorari proceeding; and, second, that such proceeding could only be brought on for hearing upon a notice of not less than eight days, and declares that the relator therein at other special terms and upon such notice may bring them to a determination. It is, therefore, true, as the learned counsel for the respondent argues, that the exact grievance of the appellant is not that he is wholly prevented from prosecuting the writ of certiorari and the proceedings under it, but it is that in prosecuting it he is restricted to particular branches of the Supreme Court."

Can this distipction be maintained?

seemed to acquire it rapidly aflorwards. The seemed is not that he is wholly provened from provided principles and the provided principles of the Succession of the Succession

All concur.

All concur.

Judge Lawrence in Supreme Court, Special Term, yesterday, heard argument upon the writ of certiorari granted by Judge Westbrook to test the legality of the Mayor's removal of Sidney P. Nichols from the position of Commissioner of Police. Mr. John D. Townsend appeared for Mr. Nichols and the Mayor was represented by Mr. F. N. Bangs. The argument on either side was substantially the same as that made before the General Term in October upon the Mayor's appeal from the order granting the writ of certiorari. Mr. Townsend claimed that as the charter gives the Mayor power to remove Police Commissioners only for cause after opportunity to be heard, the Mayor acted judicially; that, therefore, the brovision of the Constitution was applicable, that "in any trial, in any court whatever, the party accused shall be allowed to appear and defend in person and with counsel, as in civil actions: "that no "opportunity to be heard" was accorded to the relator, and no charges were preferred against him which he was called upon to answer. Mr. Townsend contended further that the remedy by the writ of certiorari was the proper one; that the approval of the removal by the Governor did not preclude the Supreme Court from reviewing the Mayor's actions, and that the Governor was not a necessary party.

Mr. Bangs combated these positions, claiming that the fact that the Mayor did not act judicially was shown by his not being entitled to pass judgment in the matter, his conclusions being subject to the Governor's approval. He urged, also, that a quo warranto action was the proper remedy if the Mayor's action was reviewable.

Decision was reserved.

## AN INSANE MAN'S LAWSUIT.

the time of Mrs. Shields's death her uncle was cruelly treated by his wife, and when the witness once remonstrated, Mrs. Shields said: "You may go the devil." The witness once stooped to pick her uncle up after he had tallen down, and Mrs. Shields said: "Let the old fool alone. Old fools are always in the way." Mrs. Shields had no money of her own when she married Mr. Shields, the witness said, but she seemed to acquire it rapidly afterwards.

The defence is that the house owned by Miss Shields was purchased partly with money belonging to Mrs. Shields and partly with money belonging to her husband. The case will be finished to-day.

FIGHTING OVER THE LETTER.

ing that the Defence Mean to Disput

TESTERDAT'S SURPRISE IN THE SMITH. BENNETT BURDER TRIAL,

the Authenticity of the Letter that Mrs. Smith and she Received white in Jall. When the Hudson County Court of Oyer and Terminer was convened in Jersey City yesterday, to continue the trial of Jennie R. Smith and Covert D. Bennett for the murder of Policeman Richard H. Smith, the room was so uncomfortably crowded that the constables were compelled to eject several of the audience. Martin J. Cummings, the dry goods peddler, whose cross-examination had been suspended by the adjournment on Monday afternoon, resumed the stand, and was minutely questioned by ex-Judge Hoffman as to the dress and ap-pearance of the man he saw on a Lafayette horse car at a quarter to 11 o'clock on the night of the murder, and who, he said, resembled

Did you ever say to Joseph Ashfort, he was asked, that you would get into the Smith case; that it would bring business to the store, and that ladies would come to see you as a witness

asked, that you would get into the Smith case; that it would bring business to the atore, and that hadies would come to see you as a witness in the case?"

"No, sir, that is false."

"Were you not indicted in New York for complicity in the robbery of \$5,000 worth of silk from the Bremen Docks in Hoboken?"

"I don't know, sir."

"I don't know, sir."

"Were you ever locked up for it?"

"No, sir,"

"Were you ever locked up for it?"

"No, sir,"

"Were you ever locked up for it?"

"Yes, sir, but I consider I went voluntarily and gave myself up, and when I explained my conduct I was discharged."

"Didn't Detective Golden come over here for you when you went to New York?"

"Yes, sir, but I consider I went voluntarily."

An attempt was made by Mr. Heffman to introduce in evidence an exemplified copy of an indictment obtained against the witness in this city, but it was excluded.

The State then began to lay the foundation for the latroduction of the eight-page letter that it is aliezed Bennett wrote to Mrs. Smith while both were in jail. For this purposes Frederick W. Payne and William K. O'Neil identified Bennett's signature to memoranda given to them by him. The Interest in the day's proceedings culminated when to the surprise of counsel for the State and of all persons familiar with the case, the defendant's counsel subjected these witnesses to cross-examination. It was conjectured from this that the defence had resolved to dispute the authenticity of the letter. There were several ways open to the State to show the authenticity of the letter. There were several ways open to the State to show the authenticity of the letter, it might have been done by the record of the previous trial, which shows that the defendants, when on the standas witnesses in their own behalf, confessed that one of them had written the letter, and that the other received it. But the counsel for the State were unwilling to adout this method, because they feard that if the record were offered in evidence to prove the letter, the defence would us

Alexander B. Vandervoort, the assistant Pros-ecutor, was then called to the stand. "Were you present in court at the last trial when the defendants were examined?" he was asked.

these:

I am "est", at try moment, if anything convicts you, to step forward and exonerate you from everything; so be true to me even if it causes my death.

Do you mean that now that I have got you I am sorry that I did list! If so you mean, I say a thousand times mit am ned sorry mow that I have got you but I am sery that I did that wrong. I should have got you had sorry that I did that wrong. I should have got you had merry that I did that wrong. I should have got you in some Darling, why do you ask me such a footish question!—"Will he ever bring this out about the —, do you think!" Why, I have created in here a (frendship for you think!" Why, I have created in here a (frendship for you think!" Should be you have the same as Dr. Rice has for you, and you might as well think of Dr. Rice young back on us as for Mr. F. to tell anything about that—that is, different from what I told him. \*

The letter was addressed to." My Angel." and

shoot that—that is, different from what I took him. \* \* \*

The letter was addressed to "My Angel," and was signed "Lucius."

The testimony of R. Ogden Doremus was introduced as given at the inquest in reference to his examination of the knife and sash weight, and of Bennett's and Mrs. Smith's clothing. He had found some blood on Mrs. Smith's clothing, but none on Bennett's, and he had detected none on the weapons.

# FIGHTING FOR A SAND BANK.

The Owners Keeping the Jersey City and Albany Railroad at Bay.

A lively ratiroad war was begun in Haverstraw on Sunday night. The Jersey City and Albany Railroad was graded as far as that place. but the laying of the track was not begun until recently. On Saturday the work was completed within a mile of the terminus at Haverstraw. The last quarter of a mile of the road passes over a sand bank, which the owners claim is valuable for brick making, and they demanded heavier compensation than the railway company is willing to pay. On Saturday night the company put on a large force of men, who worked until dark on Sunday and completed the track to the boundary of the sand bank. One of the directors pitched his tent on the bank with the expectation of holding out twenty-four hours and so getting possession. The proprietors of the land, however, ousted him and removed the tent. Pistols were drawn on both sides, but no one was injured. It was expected that the railroad employees would return in the night, and the landowners had a strong body of Irishmen ready for their reception. No further attempt to prosecute the work was made yesterday. The probabilities are that nothing further will be done until after the decision of the Supreme Court on Monday next. It has been raining hard here all day. but the laying of the track was not begun until

# GANSEYOORT MARKET,

A Vigorous Protest Against the Passage of Amembiyman Deane's Bill.

The Down Town Wards' Association, the Marketmen's Association, and the Market Gardeners' Association have prepared a protest against the passage of Assemblyman Deane's bill to establish a produce market on the Fort Gansevoort property, which is to be presented to the Board of Aldermen. The protest is as follows:

to the Board of Aldermen. The protest is as lollows:

We simply sak that the settled channels of trade be not arbitrarily interiered with by legislative exactments; that the power of the Legislature shall not be invoked it behalf of a special property interest is one part of the city to the detriment of another. It was all right for private capital to establish markets either at the host of West Thirty-loudril sired, or in disneycont struct, if they chose to do so, but it is not right for the read of the capital to establish markets either at the host of the structure of the capital to be manipulated by a Republican religious for the capital to be manipulated by a Republican religious for the large intent at their own expense to read a rectifiable structure on the present sale of Washington Market. This bill was velocal by Gay. Dis on the ground that it was special existation, and the improvement which the market make would alsely make was thus prevented. It is now proposed to make the market gardeners heave the establish they have occupied for years and go further up twen to an inconvenient location against their will and against the wishes of the large field of down hown intogers, where it was the prayer independent of the part of the results of the first in the surface of the large field of down hown integers, which is the surface of the large field of down hown integers, where it is an inconvenient location against their will and against the wishes of the large field of down hown integers, where it is all right to provide facilities for the crops against their will and against the difference of the large field of down hown integers, where it is a field of the continuation of the structure of the large field of the large the delivery and of the continuation of the large field of the large that of the religion of the large the provider of the large field of the large that of the religion of the large field of the large that of the large field of the large field of the large field of the large field of the lar

Any one hearing "Carmen" for the first time, as given last evening by the Strakosch Opera Gompany at Booth's Theatre, would get but a very inadequate idea of its beauty-in fact, would be quite likely to come away with the impression that the work itself was dult, commonplace and uninspired. This would be the natural result of witnessing a colorless and merely approximative performance of any work, whatever genius it really might possess. The principal parts last evening were assumed by Mile. de Belocen (Carmen), Signor Baldansa (Don Jose), and Signor Storti (Esca-

In the matter of personal beauty Mile, de Belocca is by far the handsomest Carmen that has been seen. Some of those who have under-

Belocca is by far the handsomest Carmen that has been soen. Some of those who have undertaken to reproduce a stage picture of this budyant young lady have been so plain that it was difficult to account for the infatuation of the Brigadier. But with a Carmen of the personal graces of Mile. Belocca anything is possible. In the matter of range of voice, too, she was excellently suited to the rôle. It does not lie any too low for a contraito, and some of those who have recently been heard in the part have failed in it because they lacked the essential low notes.

But when we come to the spirit of the character. Mile. Belocca is entirely astray. There is not a particle of Carmen's wild, serious, and reckless spirit in her acting. The whole impression that she produces is that of a fine lady trying to play a vicious part with which she has not the slightest sympathy, and to which she is temperamentally unfitted. Her Carmen was pake and lifeless, and her simulated passion to bore about the same relation to the reality as a pretty babbling brook to the mountain torrent. Signor Baidanza, who was the Don José, appeared for the first time in this city. He is rather a stiff actor, but he has a large, good voice and is a singer of much attainment and excellence. Signor Storti was a picture que as it is in certain notes he would be a great singer. In the Toreador song he won an encore, and gave throughout a vigorous picture of the intrepid buil fighter.

that I called him to me, and he said that his wife and child were sick and starving. 'Neither of them,' he said, has had any food for two days.' He was looking for work, and I gave him a little assistance.'

Justice Duffy asked the prisoner to tell his story. Drewseln said that he used to be a tailor in Hartford, Conn.; that he came to New York two months ago, and had not been able to find any employment at any price. 'I went home on Friday last," he continued, "and my child cried for bread, but I had none. My wife lay on the floor suffering so that she begged me to kill her. She was in childbirth. I ran out of the house for assistance, but no doctor would come. I begged for food, but could get none. When I went by the grocery I stopped and touched the ham, but I could not stoal, as I was turning away I was arrested. 'The child was born dead, and my wife has come here.'

In response to Justice Duffy's summons, a pale, hargard-looking woman came forward, led by two policemen, She avowed that what her husband had said was true.

Justice Duffy was in favor of discharging the prisoner, but Justices Bixby and Patterson would not consent, and the man was sent to prison for three days.

he have," an opportunity to be heard." The proceeding, the restore, must be instituted upon the instituted by decree to be true. Defendant might also proved he was a discounted the charges, call others in his defence, and in these and other stees in the proceeding in the charges, call others in his defence, and in these and other stees in the proceeding and the person sought to be removed have a condition to be rounded in the Rings County from the provided have a condition to be removed have a c

nessed it all.

For the defence a general denial was made.
It was claimed that McMullen attended the Convention as a peacemaker, and that Lyons was shot in the convention room and not by the Councilman. The jury, as expected, rendered a verdict of not guilty. verdict of not guilty.

# JUDGES' SALARIES.

A Bill to Regulate Them in New Jersey Agreed Upon in Republican Caucus.

TRENTON, N. J., Jan. 27.—In the Senate to-day the nomination of Chancellor Runyon for another term was confirmed, as were the nominations for Commissioners of Deeds for other States. Nominations for Prosecutors of the

States. Nominations for Presecutors of the Pleas were sent in. They are said to be A. H. Hope of Salem, James Hoagland of Cumberland, Charles H. Hendrickson of Burlington, George E. Forsythe of Morris, and A. D. Campbell of Bergen.

The outcome of the caucus last evening was a bill to fix the annual salary of the Chancellor at \$10,000, of Chief Justices of the Supreme Court at \$7,500, and of associate Justices at \$7,000. All fees are cut off. When the population of any indicial circuit or district exceeds \$8,000, the salary of the Justices to whom such circuit or district may be assigned shall be increased by as many dollars as will equal two per centum of such excess of population over \$0,000. This act will apply only to the officers named whose terms begin hereafter, or those whose terms do not expire during the present year, and who may file their assent in writing to the provisions of the act with the Secretary of State.

The bill that graw out of the Smith-Bennett appeal, providing that in criminal cases where the appealant is too poor to pay the charges the Judge may make an order upon the county for the payment, was passed.

# INDIAN TERRITORY INVASION.

The Cherokees, Creeks, and Choctaws Protest against the Raids by "Land Pirates."

WASHINGTON, Jan. 27.—The following is the text of a communication received by R. B. Hayes and Choctaw Indians regarding the contem-

and Choctaw Indians regarding the contemplated invasion of the Indian Territory:

From information received, we are advised that white introders, with their families, in large numbers, are her givening to locate on the variety of the area in the Indian of the Indian these infringements of our trenty significants, and request your Excellency to inquire intended the Indian control of the Indian of the India

LOUISVILLE, Jan. 27 .- This afternoon Charles Ponder, 30 years of age, and a local proceder of the M. E. Church, committed suicide by hanging himself at his farm, four miles west of New Alliany. The cause of his suicide was meantly, bringht on by religious excitement in relation to sentification.

402, 082, COMMON PIRAR-PARTI --NOS 1007, 012, 280, 2000, 1102, 002, 1000, 1225, 1200, 1108, 1310, 1038, 1242, 2124, 1276, 1241, MARKEN COUNT-(ISSARAL TRIM --NOS 1, 2, 7, 4, 6, 13, Part III.-NOS 5704, 6024, 6024, 6037, 4031, 174, NOS 578, 604, 002, 30, 40, 00, 88, 81, 88, 30, 50, 74, 81, 82, 50, 124, 70, 70, 74, 120, 134, 63, 33, 140, 152, 30, 47, 48, 27,

THE STORY OF A LOST RING.

TRACED THROUGH SEVEN OWNERS TO A WASTE PAPER STORE, Restored to its Original Possessor-A. Series of Complianted Sales and Purchase that Make a Good Mathematical Puzzle

On Dec. 23 a Mr. Wythe took to the jewalry store of Theodore B. Starr, on Pifth avenue, regold ring in which were set a large sapphire and twelve diamonds. It was ordered reset. The great store was throughd with peopie, and the employees of the firm were very busy. It is thought that the person who received the ring from the customer placed it on a shelf with a roll of paper on which was written the name and order of the person leaving it, and that by some accident it fell to the floor. It is supposed that it next found its way into the waste-paper bag, and was sold. At all events, when Mr. Wythe

tration from the South has set in again. About 100 ar-rived on the steamer Scudder on Sunday and lett for

FRANKLIN, Pa., Jan. 26.-Louis Volet, a men tourity. He had a friend named Ence James. Last Monday both James and Mrs. Volet were missine. The husband accertained that they had ran away together. He traced them to Phillipsbury, where he found them at a hotel. He had than arrested. Founding further proceedings, friends of the parties advised a settlement. James offered Volet \$150 for his wife. After consultation with his friends he accepted the offer. James paid him the imoney. Volet went home happy, and James and Mrs. Volet have boed living together ever since.

ALBANY, Jan. 27.—In the case of Nancy Cor-dell, as administratrix, against the New York Central and Hudson River Railroad Company, to-day, a decision

Miss Annie Paess of 156 East Fourth street, known on the stage as Belle Deforest, met Joseph Martin, a dealer in wine, of 68 Adams street, Brooklyn, at a picnic in the sommer of 1878. Later, Martin rowed in the tity Prison that he would be shut up in State Prison for life rather than be a husband to Miss Faess and a father to her child, but Assistant District Attorney Bussell had a talk with him yesterday, and there was a wedding in the Mayor's office.

# MERE MENTION.

The Electric Bost and Athletic Clab has changed its name to the Falcon Bost and Athletic Club.

Norman Eltinge, formerly a weigher in the Custom House, was appointed an assistant weigher by the Collector yesterday. 

Justice Otterbourg. The fitty-eight visitors were discharged.

The Hoard of Apportionment yesterday approprised
\$5.000 to be expended by the Fire Commissioners in the
payment of the salaries of two Chiefs of Battalion who
are appointed for the up-tuwn districts.

Several members of the Brooklyn Gun Club shot
pigeon sweepatakes in Dexter Park yeaterday. Mr.
Wynn won the first shoot by killing 5 out of 6.

The Board of Apportionment yesterday gave \$1,800 from
the excise undreys to the Female Guardian Society,
\$6.000 to the Mission of the Immacolate Virgin, \$14,754
to the Institution of Mercy, and \$1,190 to the New York
Diet Kitchen.

John Jerdes of the Thirtieth street police, was dis-

to the Institution of Mercy, and Si,130 to the New York Diet Kitchen.

John Jerdes of the Thirtieth street police, was dismissed from the force yesterday for intexication, and Silas MeArthur of the Twentieth street spand, for absence from patrol. Jerdes was one of the men shot by Jos Coburn, the pugnits.

Beceiver S. V. White of the Grocer's Bank will apply to the centriduring life first week mi February for permission to make a preliminary distribution of the assets to the depositors. The dividend will be naid within a few days thereafter. Br. White will not distribute the entire fund now in hand.

The First Baptist Church, Park avenue, New York, have given a unanimous call to the flev, John Peddie, D. D., of the Second Baptist Church, Chicago, Dr. Feddie is about 40 years of are, and was formerly a pastor in Albany and subsequently in Philadelphia. He has been in Chicago, shout two years.

Mayor Cooper has vetoed the Aldermen's resolution forbidding persons to comp portraits in the Governor's room with the Common Council's permission. No picture, the veto says, has been improved by the artist now copying it by removing the mould.

Contents of The Weekly Sun. THE WEERLY SUN, published this morning.

contains

The Moddle in Maine—Senator Blaine Speaks—Ordering Ost the Multim—What the Postonists Consider a Good Juke—The Statement Presented to the Supreme Court—The Expulsion General Senate Prime — Heavier Out of Prison—this Figure Plane — An Antoliography of Hint in Type, The Irisis Lasts Question—Speech of John Bight—Mr. Parinth and Cardinal McCloskey: Ex Gen. Fig. John Porter—The Congressional Committees & Report on the Princy 1889, Grant's Arrival in Cuba, The Grant Block and in New York, Addis Negrees to State—Some Picks and in New York, Addis Negrees to State—Some Picks Brought to Lasts by a Congressional Committee; The Political Outlook—Grant to be Wildfarwa—John Kelly's Conference at Albany—His Great Blander—Double Bemocrate Delegations from New York to the National Convenion; Goust's Territorial Scheme; The Carde Pichlit Tie Ute Troubles—The Reveils Cuswelly Stateution; His research of the South American War, To Figure by Cantle Laste—A silly Addis that Bord in a Tracely; M. Lessepa's Isthmus Canal, Relanding Projects, Canadians

Harteis.

The Wesser Sew contains a complete epidome of the news of the week from all parts of the United States and the American continent. Copies in wrappers ready for mailing to the old country may be had at the desk of our

### U. S. 4a, c. ... 104 | 10 N.C. de. sp. tax. lat el. 7
2 U. S. 4a, r. ... 104 | 40 N.C. de. sp. tax. lat el. 7
3 U. S. 4a, r. ... 104 | 40 N.C. de. sp. tax. lat el. 7
3 U. S. 4a, r. ... 104 | 40 N.C. de. sp. tax. lat el. 7
4 U. S. C. de. sp. tax. lat el. 7
5 U. Ala. class d. 40 | 5 I. Tenn. de. sp. w. | 31 J. Tenn. d RAILROAD AND OTHER BONDS IN \$1,000st.

possession by Miss Sheehan. Detective Field Mr. Barthman Mr. Starr, Miss Sheehan, and one or two clorks appeared before Justice Kilberth, in the Tomes Police Court on Monday. Mr. Starr was particular to say that he was merely seeking the opinion of the Court, and did not desire to make complainst against any one, lest a mistake might occur and injustice result from it. Justice Kilbreth heard the facts in the case, and then said that Julia Sheehan's story impressed him as a veraclous one. He thought her manner frank and her narrative plausible.

"How much of your \$75 do you still have?" he asked.

"I have \$50." she replied. "It is in my trunk, at home."

"And you," the Court asked of Huebner."
"how much have you got of your \$45?" he asked.

"I have \$50." she replied. "It is in my trunk, at home."
"how much have you got of your \$45?" he asked.

"I have so wish to keep what belongs to to be but \$18. "This was given to Mr. Barthman.

"I have no wish to keep what belongs to to hers." said she, good naturedly. "Indeed. I never supposed the ring would be claimed."

"You have got about 50 per cent of your money back," said the Court.

"But what about the others?" some one issed.

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2000 Mich. Cen. ... 90% (289) | Total saiss, 404, 268 shares.

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2000 Mich. Cen. ... 90% (200) | Ref. | Ref. | Adm. |

U. S. 6a, 90, r. 103 | 1035 | Lake Shore | 102% (102% |

U. S. 6a, 90, r. 103 | 1035 | Lake Shore | 102% (102% |

U. S. 6a, 90, r. 103 | 103% |

U. S. 6a, 90, r. 104 | 1048 | Mich. (Sentral. 90% 90% |

U. S. 6a, 90, r. 107 | 107% |

U. S. 6a, 90, r. 107% | 107% |

U. S. 6a, 90, r. 107% | 107% |

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U. S. 6a, 90, r. 107% | 107% |

U. S. 6a, 90, r. 107% | 107% |

U. S. 6a, 90, r. 107% | 107% |

U. S. 6a, 100, r. 107% | 107% |

U. S. 6a, 90, r. 100% | 104% |

U. S. 6a, 100, r. 107% | 107% |

U. S. 6a, 100, r. 107% | 107% |

U. S. 6a, 100, r. 107% | 107% |

Alt. 2 T. 100, r. 100

Tuesday, Jan. 27.

The stock marker opened very active for Erie and Wabash and Pacific, with a large business in Lake Shore and Kansas and Texas, and a fair movement in Pacific Mail. Delaware, Lackawanna and Western, Nashville and Chattanooga, Rannibal and St. Joseph, Reading, Louisville and Nashville, and Ohio and Mississippi. The opening was at generally better prices, followed by depression, and this succeeded by irregularity. Between calls St. Paul common was active and buoyant, but the second board was without new features. The latest dealings were active but prices irregular: Hannibal and St. Joseph and Lake Shore were buoyant; Erie, Ramass and Texas, and Wabash and Pacific declining; but the most conspicuous feature of the close was the advance of Nashville and Chattanooga to 84%. The more important changes for the day were: Advanced—Kansas and Texas, M. St. Paul common, 5: Lake Shore, 1%; Michigan Central 1: Nashville and Chattanooga, 6: Northern Pacific preferred, M. Erie common, 1%; Hannibal and St. Joseph common, 1%; Hannibal and St. Joseph common, 1%; Hannibal and St. Joseph common, 1%; St. Louis and San Francisco preferred, 15: Delined—C., C. and Ind. Cen., N; Manistan and Elevated, M. Northwestern preferred, M. Chicago and Alton, N; Pacific Mail, M; Ohio and Mississippi common, N.

and anississippi common, x.
Governments were dull and weak. The business was general in State bonds, and notable for the large movement in Louisiana consols. Railroad bonds were fairly active for the speculative issues, but as a rule prices were easier. Money on call 506 Weent. Sterling exchange is firmer, but rates unsottled.

Next to nothing seems to be doing in New

Money on call 596 # cent. Sterling exchange is firmer, but rates unsettled.

Next to nothing seems to be doing in New York Central Railroad stock, and the quotations are below the minimum fixed in the syndicate's recent advertisement.

At a meeting of the Board of Directors of the Missouri, Kansas and Texas Railway to day Measrs, J. T. Asnew, Georpe C. Clarke, of New York: Moses Williams of Brookline, Mass.; J. M. Forbes, D. O. Clark, G. C. Crocker, J. M. L.yman, and J. M. Sargeat, of Boston, Mass., resigned from the directory, and Messrs, Jay Gould, Russell Sage, Sydney Dillon, G. M. Dodge, George J. Forrest, Frank S. Bond, Win, Bond, of New York; F. L. Ames of Boston, and H. C. Cross of Emporia, Kansas, were elected in their places. These, with Mossrs, B. P. McCready of New York; F. L. Barbour of Sharon, Mass., C. H. Pratt of Humboldt, Kansas, and B. P. MeDonald of Fort Seott will form the directory. At a subsequent meeting of the directory. At a subsequent meeting of the directory. Second Vice-President; N. L. McCready, Second Vice-President, N. L. McCready, Second Vice-President, M. L. McCready, Second Vice-President, M. L. McCready, Second Vice-President, and H. B. Henson, Secretary.

From all that we can learn no funding bill is likely to become a law at the present session of Congress, and Mr. Relley's plan of not refunding at all, but of puying off by installments the outstanding 6s, 5s, and 4xs, may possibly be the one finally adopted.

The promptness with which any little rise in speculative stocks is met by offerings from holders does not uncourage hopes of a permanently higher market. The supply evidently exceeds the demand, and every approach toward the prices which prevailed just before the November break may be relied on to bring out more stocks than buyers are ready to take. A statement of the amounts and values of the various kinds, of merchandies imported into

out more stocks than buyers are ready to take. A statement of the amounts and values of the various kinds of merchandles imported into this country during each year from 1867 to 1878, inclusive, with the rates and amount of duties paid thereon, has been prepared by Charles H. Evans and published by order of the United States Senaie. It is a valuable work of reference for merchanis, as well as for states men and political economists, and, being a public document, may be procured by addressing a member of either of the Houses of Congress.

ing a member of either of the Houses of Congress.

The Mark Lane Express, in its review of the British grain trade for the past week, says. The imports of foreign wheat into London have been moderate, and American especially smail. Business has been quiet, and the week's demand was of an ordinary consumptive character, principally for descriptions of foreign wheat, available as a substitute for English, According to moderate computation, it is estimated that the requirements of Great Britain and France will reach 12,000,000 quarters netween this and August, available in the substitution of the quantity now allow. Notwithstanding this, trade continues discouraging to holders. As a consequence of liberal stocks to select from and the bad domand for fluir, millers have shown no desire to do more than meet the present requirements. It stocks searcely their that any marked

rise can be expected before May or June. Under any circumstances, it will be necessary for the American Bing' to hold over stocks some time

TURSDAY, Jan. 27.-FLOUR AND MEAL-There

his to reproduce a state pleature of the produce of

NEW YORK. Tuesday. Jan. 27.—There was no business in the cattle yards this morning. The 15 cas loads of cattle received went direct to a city wholesals at authorer. Dressed beet raised dult at 6530c. \$\frak{T}\$. for pinne and extra da. Shipments today 2.628 quarters to beef.
Veals were in demand at 65.285 c. \$\frak{T}\$. grassers may be quoted firm at 25.285 c. Dressed veals canier at \$\frak{T}\$. Sheep and lambs were soling moderately at full prices.

MINIATURE ALMANAC -TRUS DAY.

Arrived-Tuesnar, Jan. 27.
Ss Wisconsin, Bentley, Liverpool Jan. 17, and Que Bs Wincomain, Bentley, Laverpool Jan. 17, And a town 18th, Bs Macedonia, Loird, Trieste.

Ss Richmond, Gibbs, West Point, Na.

Ss Bermona, Bergar, Portlenia,

Sa Bleanora, Brag, Portlenia,

Ship Bernam Wood, Greener, Liverpool,

Bark Principia, Chiozza, Southamptoo,

Bark James W. Stafford, Berriotta, Sharpness,

Bark Hash, Merdinum Stavanger,

Bar

QUEENSTOWN, Jan. 27.—ds Sritannic, from New York, for Liverpool.

8s Atlas, from Boston, for Liverpool.

Susmess Rotices.

Caitis, Dumb Ague, and Mainrial Peves never fail to rield into a permanent core under the ab-sorption treatment of the Holinan Laver Pad Co.'s Remo-dles. Consultations free. 952 Broadway. Winchester's Hypophosphites Will cure Consumption. Coughs Bronchitis, Debility, &c

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BURCHARD-DUNGAN-On Dec. 22, 1878, at the residence of the bride's mother, by the Rev. Edwin F. Hatfield, D. D., Churles Birchlard to Minnie L., daughter of
the inte Francis Duncan.

HASSON-SULLIVAN-On Binday evening, Jan. 25,
at the residence of the bride's father, by the Rev. Father
James F. Meafter, John M. Hanson to Julia R., chicer
durchter of Danici and the late Riles Sullivan.

HURD-HATPIELD -On Wedneedsy, Jan. 25, by
residence of the bride's intiler. Ocean Grove, N. 2, by daughter of Daniel and the late Eliza Salityan.

HURD-HATPIELD—On Wednesday, Jan. 21, at the residence of the bride's mother. Ocean Grove, N. J., by the Rev. Dr. E. H. Sokes, Mar Kate O. Hatheld to Mr. Rukard Hurd of Ginelman.

MUEHH\_BROWN—Jan. 25, at St. John's Church, Christian Muchi to Tillie Brown.

POUCHER—EDWARDS—At the residence of the bride's parents, Jan. 24. William F. Poucher to Riella H., daughter of James R. Edwards, Esq., all of East Oranga, N. J.

THROCKMORTON—ROGERS—On Sunday, Jan. 25, by the Rev. Samuel Alman. William Leona Throckmorten of New York to Mary Elizabeth Regers of Long Branch, N. J.

WINSHIP—HILL—At the residence of the bride's parents, Passaic, N. J., Jan. 22, by the Rev. George Nixen, curseli C. Winship, formerly of New Haven, Conn., to Abbie B., daughter of Joseph Hill, Esq.

HOGAN—At Greenpoin, after a serious illness, James Hogan, aged 34 years, 9 months and 9 days.

Friends and relatives of the family are respectfully invited to attend the funeral from his late residence, 417 Manhattan av., Greenpoint, on Thursday, Jan 29 at 2 of check P. M.—On Sunday evening, Jan 25, of pneumonia, Braide P. Kerrigan, in the 37th year of his age.

Friends and relatives are invited to attend the funeral former and the first of th

FROM S. L. COHEN, ESQ., PRESIDENT of the NEW YORK CONSULDATED CARD CO., 123 WILLLIAM ST.:

Dr. TOBLAS: For thirty wears I have used sour Lamment in the lamily for the wears I have used sour Lamment in the lamily for the read of the sound of the law as cared. I have given it have not of the wears of the

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